

BY repealing and reenacting, with amendments,

Article - Labor and Employment

Section 9-733

Annotated Code of Maryland

(1991 Volume and 1997 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Labor and Employment

9-733.

(a) (1) This section does not apply to a termination of temporary total disability benefits if:

[(1)] (I) the covered employee has returned to the current employment of the covered employee;

[(2)] (II) a treating physician chosen by the covered employee has advised the covered employee that the covered employee has reached maximum improvement from the disability of the covered employee; or

[(3)] (III) the termination is made after the termination date contained in an order of the Commission.

(2) THIS SECTION DOES NOT APPLY TO A TERMINATION OF MEDICAL BENEFITS IF:

(I) THE TREATMENT BY A PHYSICIAN OR OTHER HEALTH CARE PROVIDER WAS NOT AUTHORIZED BY AN INSURER OR SELF-INSURER; OR

(II) A TREATING PHYSICIAN OR OTHER HEALTH CARE PROVIDER CHOSEN BY THE COVERED EMPLOYEE HAS ADVISED THE COVERED EMPLOYEE THAT THE COVERED EMPLOYEE HAS REACHED MAXIMUM MEDICAL IMPROVEMENT FROM THE DISABILITY OF THE COVERED EMPLOYEE.

(b) (1) (I) Before terminating the payment of temporary total disability benefits ~~OR MEDICAL BENEFITS~~, an insurer OR SELF-INSURER shall give the covered employee written notice of the date that the benefits are to be terminated. ~~IN THE CASE OF MEDICAL BENEFITS, THE WRITTEN NOTICE SHALL ALSO BE SENT TO THE COVERED EMPLOYEE'S TREATING PHYSICIAN~~

(II) BEFORE TERMINATING THE PAYMENT OF MEDICAL BENEFITS, AN INSURER OR SELF-INSURER SHALL GIVE THE COVERED EMPLOYEE AND THE COVERED EMPLOYEE'S TREATING PHYSICIAN OR OTHER HEALTH CARE PROVIDER WRITTEN NOTICE OF THE DATE THAT THE BENEFITS ARE TO BE TERMINATED.

(2) ~~The~~ IN THE CASE OF TEMPORARY TOTAL BENEFITS, THE notice shall accompany the final payment of temporary total disability benefits to the covered employee.